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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 26th April, 1952

S.R.O. 138.—The following bye-laws for regulating the control of rickshaw plying for hire and the grant of licences to proprietors or drivers of such rickshaw in the Jullundur Cantonment, made by the Cantonment Board, Jullundur, in exercise of the powers conferred by clauses (25), (26) and (27) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), are published for general information, the same having been previously published, approved and confirmed by the Central Government, as required by sub-section (1) of Section 284 of the said Act, namely:—

Bye-Laws

1. In these bye-laws, unless the context otherwise requires:—

(a) 'rickshaw' means a tricycle of a special type propelled by human labour for carrying passengers.

(b) 'driver' means the person who propels a rickshaw.

2. The Executive Officer shall be the Licensing Officer, and any official authorised by the Cantonment Board, shall act as Licensing Inspector for the purpose of these bye-laws.

3. No person shall keep any rickshaw, or permit any rickshaw of which he is the owner to ply for hire, within the limits of the Jullundur Cantonment, except under a licence granted in this behalf by the Cantonment Board.

4. A licence under bye-law 3 shall, on an application of the proprietor of a rickshaw and on payment of a fee of Rs. 12 for a year or part of a year, be issued by the Licensing Officer in the form specified in the Appendix to these rules. All licenses issued for the financial year shall terminate on the 31st March and the proprietor shall, within one month from the date of expiry of the licence apply for and get it renewed.

5. No licence shall be issued under bye-law 4 unless the rickshaw has been approved by the Executive Officer as complying with the following conditions:—

(a) that it is not more than 5 feet wide over all;

(b) that it is in good order and repair in all its parts;

(c) that it is provided with:—

(i) three lights (one in front and two lights one on each side of the rickshaw, on the mudguards).

(ii) a red reflector at the rear;

- (iii) cycle klaxon horn;
- (iv) pneumatic tyres;
- (v) one effective brake;
- (vi) a leather or canvas hood and cushions for the seat and the three sides;
- (vii) mechanism in good state of repair; and
- (viii) a complete repair outfit.

6. The maximum number of persons to be carried in a rickshaw shall not exceed two, with 10 seers of luggage in the aggregate.

Explanation.—For the purposes of this bye-law, two children each less than twelve years of age, shall be reckoned as one person.

7. The licence granted under bye-law 4 can be transferred only if notice of the transfer of ownership of a rickshaw is given in writing to the Executive Officer by the transferee within one week from the date of transfer. The Executive Officer shall thereupon call for the licence and endorse thereon the transfer after observance of bye-law 5.

8. Licences for rickshaws to ply for hire shall be granted on the following conditions:—

- (a) that the licensee shall keep the rickshaw clean and in good repair;
- (b) that the licensee shall not carry or permit to be carried in the rickshaw, persons exceeding the number and the luggage exceeding the weight specified in bye-law 6;
- (c) that the licensee shall not permit any person to propel the rickshaw, who does not hold a licence for such purpose under these bye-laws;
- (d) that the licensee shall not demand any fare in excess of the maximum fare specified in the schedule appended to these bye-laws;
- (e) that on a demand made by any person at any time of the day or night while the rickshaw is plying for hire, the licensee shall not without reasonable cause, the burden of proving which shall be on him, refuse to let on hire the rickshaw with a driver to propel it;
- (f) that the licensee shall cause to be affixed on a conspicuous part of the rickshaw a copy of the authorised table of fares;
- (g) that should the licensee carry or permit to be carried in the rickshaw any person who is suffering from any infectious or contagious disease, or the corpse of any person who has died of such disease, he shall immediately after termination of his engagement for such purpose, intimate the fact to the Executive Officer, and shall not subsequently carry any other passenger in such rickshaw whether for hire or otherwise until such rickshaw has been disinfected to the satisfaction of such officer and a certificate has been granted by him stating that it can be used without causing risk of infection;
- (h) that the licensee shall immediately cause to be returned to the owner, if known, or to be deposited at the nearest police station any property left by the passenger in the rickshaw;
- (i) that the licensee shall for the purpose of inspection permit the Licensing Officer, Licensing Inspector or any person specially authorised by the Executive Officer in this behalf, to enter upon the premises where any rickshaw is kept and shall also get the rickshaw inspected by any of such officers in the Cantonment Board Office, within 24 hours of the notice to do so or at such intervals as may be notified by the Licensing Officer;
- (j) that for the breach of any of these conditions the licence may be suspended or cancelled by the Licensing Officer:

Provided that a rickshaw kept within an adjoining municipal area and licensed by the Municipal Board or Municipal Committee, may bring passengers from the Municipal area into the Cantonment limits.

9. No person shall propel a licensed rickshaw for hire except under a licence to be granted in this behalf by the Executive Officer.

10. A licence to propel a licensed rickshaw for hire shall, on payment of a fee of rupee one for a year or part of a year, be issued by the Licensing Officer, in the form appended to these bye-laws:

Provided that the Licensing Officer may refuse to grant a licence to any person if in his opinion the person applying for a licence is unfit to propel or is under 20 years of age:

Provided further that no such licence shall be issued or renewed, unless the person concerned has been medically examined and passed by the Medical Officer incharge, Cantonment General Hospital, Jullundur, as fit to propel a rickshaw.

11. A licence to propel a licensed rickshaw for hire shall be subject to the following conditions:—

- (a) that the licensee shall always when propelling a licensed rickshaw carry with him his licence and shall on demand, produce it for inspection by any person hiring such rickshaw or by the Executive Officer, Licensing Inspector or any employee of the Cantonment Board authorised in this behalf by the Executive Officer;
- (b) that the licensee shall always when propelling a licensed rickshaw, wear clean clothes.
- (c) that the licensee shall not demand any fare in excess of the fares specified in the Schedule annexed hereto;
- (d) that the licensee shall not propel a licensed rickshaw while drunk or while suffering from any infectious or contagious disease, and shall not while in charge of a licensed rickshaw, use insulting, abusive or obscene language or make any objectionable gestures;
- (e) that the licensee shall not carry or permit to be carried in the licensed rickshaw, person exceeding the number and luggage exceeding the weight specified in bye-law 6;
- (f) that the licensee shall not, when awaiting passengers, park the rickshaw at any place in a public street except at a stand allotted for this purpose by the Cantonment Board, and a parking fee of three pies per trip shall be paid to the Cantonment Board or their agency;
- (g) that the licensee shall immediately return to the owner if known, or deposit at the nearest police station any property left by the passenger in the rickshaw;
- (h) that should the licensee carry or permit to be carried in a licensed rickshaw of which he is incharge any person who is suffering from any infectious or contagious disease or the corpse or any person who has died of such disease, he shall immediately after the termination of his engagement for such purpose, intimate the fact to the Executive Officer and shall not subsequently carry any other passenger in such rickshaw whether for hire or otherwise until such rickshaw has been disinfected to the satisfaction of the Executive Officer and a certificate has been granted stating that it can be used without causing risk of infection;
- (i) that the licensee shall not without reasonable cause, the burden of proving which shall lie upon him, refuse to let on hire or to propel a licensed rickshaw of which he is incharge if any person demands it;
- (j) that for breach of these conditions the licence may be suspended or cancelled by the Licensing Officer;

12. The maximum fare to be charged for the hire of rickshaw and for persons, engaged to propel them, shall be in accordance with the schedule annexed to these bye-laws.

13. From the information obtained from applications for issue of licences for rickshaws and drivers, the Cantonment Board shall cause to be prepared in the form appended to these bye-laws a Demand and Collection Register, for maintaining the record.

14. *Penalty.*—Any person committing a breach of any of these bye-laws shall on conviction by a Magistrate, be punishable with fine which may extend to fifty rupees and in the case of a continuing breach with an additional fine which may extend to five rupees for every day during which such breach continues after conviction for the first such breach.

Driver's Licence

Licence No.

Book No.

Whereas the person named below has applied for a rickshaw driver's licence and has paid the required fee, the Cantonment Board, Jullundur, hereby grants this LICENCE subject to the rules and conditions for the regulation and control of rickshaws plying for hire in the Jullundur Cantonment.

Details of Licence

Name with father's name	Residence & address	Maximum number of persons to be carried including driver and the weight of luggage	Total weight of luggage to be carried without passengers	Fee paid	Period of Licence	Remarks
		(3) Three only with 10 seers of luggage in the aggregate	2 maunds only	Re. 1 only	From 1st April 19 to 31st March 19.	

Dated, Jullundur

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Executive Officer,
Jullundur Cantonment.

Rickshaw Licence

Licence No.

Book No.

Whereas the person named below has applied to ply his rickshaw described below for hire and has paid the required fee, the Cantonment Board of Jullundur is pleased to grant this LICENCE, subject to the rules and conditions for the regulation and control of rickshaw plying for hire in the Jullundur Cantonment.

Details of Licence

Name with father's name	Residence and address	Description of Rickshaw	Maximum number of persons to be carried including driver and weight of luggage	Total weight of luggage to be carried without passenger	Fee paid	Period of licence
			(3) Three only with 10 seers of luggage in the aggregate	2 maunds only	Rs. 12 only	From 1st April 19 to 31st March 19 .

Dated, Jullundur

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Executive Officer,
Jullundur Cantonment.

CANTONMENT BOARD, JULLUNDUR

Demand and Collection Register of Rickshaw Owner and Driver Licences Fee of Jullundur Cantonment Form

S. No.	Name of owner with father's Name	Name of Driver with father's Name	Address	No. of Rickshaw	Description of Rickshaw	Order of Execu- tive Officer on 1st Half-yearly inspection	Initial of Executive Officer	Demand		Total
								Amount of Rickshaw Fee	Amount of Driver Fee	
1	2	3	4	5	6	7	8	9		10

1st April 195 to 31st March, 195 .

COLLECTION

11

April		May		June	July	August	September	October	November	December	January
Date of payment	No. of receipt	Amount	Initial of Tax Super- intendent	(same columns to be provided as shown in April in each month)							
February	March	Total amount received	Initial of Tax Superintendent	Order of Exe- cutive Officer on 2nd Half- yearly inspec- tion		Initial of Execu- tive Officer	Action taken after expiry of licence		Remarks		
12				13		14	15		16		

SCHEDULE OF RATE FOR HIRE OF LICENCED RICKSHAW IN JULIUNDUR CANTONMENT

For the 1st hour	As. -/12/-	
For the 2nd hour	As. -/8/-	
For the each subsequent hour or part thereof.	As. -/4/-	
<i>By distance—</i>		
Sadar Bazar to Railway Station and <i>vice versa</i>	As. -/4/-	} per trip.
Railway Station to any of the Units	As. -/8/-	
British Infantry Bazar to Railway Station	As. -/8/-	
Royal Artillery Bazar to Railway Station	As. -/8/-	
Distance not exceeding one mile	As. -/4/-	

[No. 12/44/G/L&C/51].

S.R.O. 139.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Jhansi, by reason of the acceptance by the Central Government of the resignation of Capt. Prithi Pal Singh Sal.

[No. 19/40/G/L&C/50/1947-G/52/1072/LC/D(O&C).]

S.R.O. 140.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Maj. K. S. Sidhu, as a member of the Cantonment Board, Jhansi, *vice* Capt. Prithi Pal Singh Sal, resigned.

[No. 19/40/G/L&C/50/1947-G/52/1072/LC/D(O&C).]

V. S. MATHEWS, Under Secy.

New Delhi, the 26th April 1952

S.R.O. 141.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Dalhousie, by reason of the acceptance by the Central Government of the resignation of Capt. Kehar Singh.

[No. 19/19/G/L&C/50/1894-G/52/1032/LC/D(O&C).]

S.R.O. 142.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt. G. D. Kapur as a member of the Cantonment Board, Dalhousie, *vice* Capt. Kehar Singh, resigned.

[No. 19/19/G/L&C/50/1894-G/52/1032/LC/D(O&C).]

S.R.O. 143.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Bakloh, by reason of the acceptance by the Central Government of the resignation of Capt. Dewan Chand.

[No. 19/17/G/L&C/50/1895-G/52/1034/LC/D(O&C).]

S.R.O. 144.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt. H. S. Sidhu, as a member of the Cantonment Board, Bakloh, *vice* Capt. Dewan Chand, resigned.

[No. 19/17/G/L&C/50/1895-G/52/1032/2/LC/D(O&C).]

P. C. BOSE, Under Secy.

New Delhi, the 26th April 1952

S.R.O. 145.—Whereas it has been reported that Capt. K. M. Rajkumar, though unable to discharge his duties as a member of the Cantonment Board, Barrackpore has failed to resign his office, the Central Government, in exercise of the powers conferred by sub-section (2A) of section 34 of the Cantonments Act, 1924 (II of 1924), hereby removes the said officer from membership of the said Board. The Central Government is further pleased in pursuance of sub-section (7) of Section 13 of the said Act to notify that a vacancy has thus occurred in the Barrackpore Cantonment Board.

[No. 19/32/G/L&C/50/1922-G/52/1031/LC/D(O&C).]

S.R.O. 146.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt. J. S. Sanadi as a member of the Cantonment Board, Barrackpore, *vice* Capt. K. M. Rajkumar, removed.

[No. 19/32/G/L&C/50/1922-G/52/1031/2/LC/D(O&C).]

V. S. MATHEWS, Under Secy.

New Delhi, the 26th April 1952

S.R.O. 147.— *Corrigendum.*—In M. of D. Notn. S.R.O. 89, dated 8th Mar., 1952, for "Capt. Dharam Singh" read "Capt. Dharam Chand".

[No. 19/32/G/L&C/50/1893-G/52/1033/LC/D(O&C).]

P. C. BOSE, Under Secy.

